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Secretary for
Environmental
Protection

California Regional Water Quality Control Board

Los Angeles Region

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Mr. Brian Moscardini
Park Project Coordinator
Los Angeles County Department of
Parks and Recreation
510 South Vermont Ave., Suite 201
Los Angeles, California 90020

WATER QUALITY CERTIFICATION FOR PROPOSED CHESTER WASHINGTON COUNTY GOLF COURSE - DRAINAGE REPAIR AND REFURBISHMENT PROJECT, 1930 W. 120TH STREET (Corps' Project No. 2004-00309-JLB), TRIBUTARY TO DOMINGUEZ CREEK, TRIBUTARY TO DOMINGUEZ CHANNEL, CITY OF LOS ANGELES, LOS ANGELES (File No. 03-191)

Dear Mr. Moscardini:

Regional Board staff has reviewed your request on behalf of Los Angeles County Department of Parks and Recreation for a Clean Water Act Section 401 Water Quality Certification for the above-referenced project. Your application was deemed complete on May 6, 2004.

I hereby issue an order certifying that any discharge from the referenced project will comply with the applicable provisions of sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards) of the Clean Water Act, and with other applicable requirements of State law. This discharge is also regulated under State Water Resources Control Board Order No. 2003 - 0017 - DWQ, "General Waste Discharge Requirements for Dredge and Fill Discharges that have received State Water Quality Certification" which requires compliance with all conditions of this Water Quality Certification.

The Applicant shall be liable civilly for any violations of this Certification in accordance with the California Water Code. This Certification does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this Certification action, please contact Ms. Parvaneh Khayat, Section 401 Program, at (213) 576-5733.

[ORIGINAL SIGNED BY]

June 17, 2004

Dennis A. Dickerson

Date

California Environmental Protection Agency



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Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

ATTACHMENT A

Project Information
File No. 01-000

Executive Officer

DISTRIBUTION LIST

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1. Applicant: Mr. Brian Moscardini
Park Project Coordinator
Los Angeles County Department of
Parks and Recreation
510 South Vermont Ave., Suite 201
Los Angeles, California 90020

Phone: (213) 351-5133 Fax: (213) 639-3959
2. Applicant's Agent: None
3. Project Name: Chester Washington County Golf Course – Drainage Repair and Refurbishment, 1930 W. 120th Street, Los Angeles 90047
4. Project Location: 1930 W. 120th Street, Los Angeles 90047, Los Angeles County

Longitude: -118° 18' 46"; Latitude: 33° 55' 11"
Longitude: -118° 18' 51"; Latitude: 33° 55' 00"

Township 35 Range 14 Section 11
5. Type of Project: Drainage Repair and Refurbishment
6. Project Description: *Purpose:*

The purpose of the proposed project is to repair on-site damaged storm water/run-off collection facilities as well as preventing further erosion and degradation of these facilities.

Description:

The proposed project will consist of repair and refurbishment at two site locations on the Golf Course. The current fill existing within the surface drain lines leading to the outlets will be staged and balanced onsite. Water flowing to the drain lines leading to the outlets is composed of irrigation runoff and storm water runoff.

Location 1: Proposed project activities at location 1 will include the removal of non-native invasive species; removal of soil around drain inlet and repair of the drain inlet itself; and the clearing and backfilling the area with native or compatible soil around the drain inlet. The total working area will be 2025sf.

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Location 2: Proposed project activities at location 2 will include the removal of non-native species; the building of an inlet (headwall); backfilling of the eroded bank with native or compatible soil; and minor grading. The total working area will be 4000 sf. The reinforced concrete inlet (headwall) will be 35'x8'x0.5' in size.

It is estimated that the total construction time for the proposed project activities shall be no more than fifteen (15) days.

The necessary preparation and staging for the drainage repair will be as follows:

Location 1 - 4 c.y. of fill will be placed behind the drain inlet for staging purposes.

Location 2 - 6 c.y. of cut will be placed around the inlet for stabilization of the inlet wall footing.

Location 2 - 3.5 c.y. of fill will be placed along eroded areas.

Location 2 - 10 c.y. of concrete will be placed along the bank for the installation of the inlet wall footing.

There will be no biological impacts to any biological habitat from the activities of this proposed project.

7. Federal
Agency/Permit:

U.S. Army Corps of Engineers
NWP No. 12 (Permit No. 2004-00309-JLB)

8. Other Required
Regulatory Approvals:

California Department of Fish and Game
Streambed Alteration Agreement (Notification No. 2003-5210-R5)

California Environmental
Quality Act (CEQA)
Compliance:

The County of Los Angeles, County Clerk's Office approved the project's Categorical Exempt from CEQA pursuant to the CEQA Guidelines, Sections 15301, 15303 and 15304 (Existing Facilities, New Construction or Conversion of Small Facilities, and Minor Alterations to Land).

10. Receiving Water:

Tributary to Dominguez Creek, a tributary to Dominguez Channel (Hydrologic Unit No. 405.12)

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11. Designated Beneficial Uses: MUN*, NAV, REC-1, REC-2, COMM, WARM, EST, MAR, WILD, BIOL, RARE, MIGR, SPWN,
*Conditional
12. Impacted Waters of the United States: Location 1 - Non-wetland waters (streambed): 0.046 permanent acres
Location 2 - Non-wetland waters (streambed): 0.091 permanent acres
Total - Non-wetland waters (streambed): 0.137 permanent acres
13. Dredge Volume: There will be no dredging of material, however there will be some excavation (6 c.y. of cut) at Location 2 for the inlet wall footing.
14. Related Projects Implemented/to be Implemented by the Applicant: Current: Invasive non-native removal (performed by the concessionaire American Golf): *Eucalyptus* – (Lerp psyllid damage); Castor Bean – *Ricinus sp*; *Fraxinus sp*.
Proposed: Subsequent to the completion of the current project (as described in this application, if a Consolidated Prop 13 grant funding (Non Point Source) is obtained by North East Trees, a future project would provide for “Daylighting” of the current subsurface drain line. A natural drainage course with associated riparian plantings, flow-rate reduction elements (ponding) would be developed.
15. Avoidance/Minimization Activities: The Applicant has proposed to implement several Best Management Practices, including, but not limited to, the following:
- Implement BMPs to retain irrigation runoff on-site.
 - Prevent discharge of pollutants by minimizing the storage of hazardous material on-site and storing material in a designated area;
 - Prevent discharge of pollutants to storm water from concrete waste by conducting washout offsite and/ in a designated area;
 - Careful planned preservation of existing vegetation to minimize the removal or injuring of exiting trees and or shrubs that serve

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as erosion controls; and

- Dust control measures will be used to stabilize soil from wind erosion and reduce dust generated by construction activities.

16. Proposed
Compensatory
Mitigation:

Since the project involves mitigation through the removal of non-native species and the planting of native species within the drainage course, the Regional Board will not require any additional compensatory mitigation.

17. Required
Compensatory
Mitigation:

See Attachment B Conditions of Certifications, Additional Conditions for modifications and additions to the above proposed compensatory mitigation.

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Conditions of Certification File No. 03-191

STANDARD CONDITIONS

Pursuant to §3860 of Title 23 of the California Code of Regulations (23 CCR), the following three standard conditions shall apply to this project:

1. This Certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to §13330 of the California Water Code and Article 6 (commencing with 23 CCR §3867).
2. This Certification action is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license unless the pertinent Certification application was filed pursuant to 23 CCR Subsection 3855(b) and the application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. Certification is conditioned upon total payment of any fee required pursuant to 23 CCR Chapter 28 and owed by the Applicant.

ADDITIONAL CONDITIONS

Pursuant to 23 CCR §3859(a), the Applicant shall comply with the following additional conditions:

1. The Applicant shall submit to this Regional Board copies of any other final permits and agreements required for this project, including, but not limited to, the U.S. Army Corps of Engineers' Section 404 Permit and the California Department of Fish and Game's Streambed Alteration Agreement. **These documents shall be submitted prior to any discharge to waters of the State.**
2. The Applicant and all contractors employed by the Applicant shall have copies of this Certification, the approved maintenance plan, and all other regulatory approvals for this project on site at all times so they are familiar with all conditions set forth.
3. Fueling, lubrication, maintenance, operation, and storage of vehicles and equipment shall not result in a discharge or a threatened discharge to waters of the state. At no time shall the Applicant use any vehicle or equipment which leaks any substance that may impact water quality. Staging and storage areas for vehicles and equipment shall be located outside of waters of the state.

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4. No construction material, spoils, debris, or any other substances associated with this project that may adversely impact water quality standards, shall be located in a manner which may result in a discharge or a threatened discharge to waters of the state.
5. The Applicant shall implement all necessary control measures to prevent the degradation of water quality from the proposed project in order to maintain compliance with the Basin Plan. The discharge shall meet all effluent limitations and toxic and effluent standards established to comply with the applicable water quality standards and other appropriate requirements, including the provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act. This Certification does not authorize the discharge by the applicant for any other activity than specifically described in the 404 Permit.
6. The discharge shall not: a) degrade surface water communities and populations including vertebrate, invertebrate, and plant species; b) promote the breeding of mosquitoes, gnats, black flies, midges, or other pests; c) alter the color, create visual contrast with the natural appearance, nor cause aesthetically undesirable discoloration of the receiving waters; d) cause formation of sludge deposits; or e) adversely affect any designated beneficial uses.
7. The Applicant will perform quarterly monitoring when discharges to off-site occur. Samples shall be analyzed for total nitrogen, total phosphorus, and all pesticides applied to the golf course drainage area.
8. The Applicant shall allow the Regional Board and its authorized representative entry to the premises, including all mitigation sites, to inspect and undertake any activity to determine compliance with this Certification, or as otherwise authorized by the California Water Code.
9. Application of pesticides must be done by a certified applicator and compounds used must be appropriate to the target species and habitat. All pesticides directed to species that are located in water must be permitted through the Regional Board. As per State Water Resources Control Board Water Quality Order no. 2001-12-DWQ, a Notice of Intent for a National Pollutant Discharge Elimination System (NPDES) is the appropriate permit for water based pesticide application.
10. The Applicant shall not conduct any construction activities within waters of the state during a rainfall event, or at any period when site conditions would lead to excessive erosion. If any construction activities are to be held within five (5) days of a predicted rainfall event, the Applicant shall stage materials necessary to prevent water degradation on site, and shall ensure that all stabilization procedures are completed prior to the rainfall event.
11. The Applicant shall utilize the services of a qualified biologist with expertise in riparian assessments during all construction activities where clearing involves areas to be partially cleared (i.e. some vegetation is to remain in the same reach or in an adjacent reach). The

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biologist shall be available on site during construction activities to ensure that all protected areas are marked properly and ensure that no vegetation outside the specified areas is removed. The biologist shall have the authority to stop the work, as necessary, if instructions are not followed. The biologist shall be available upon request from this Regional Board for consultation within 24 hours of request of consultation.

12. No activities shall involve wet excavations (i.e., no excavations shall occur below the seasonal high water table). A minimum **5-foot** buffer zone shall be maintained above the existing groundwater level. If construction or groundwater dewatering is proposed or anticipated, the Applicant shall file a **Report of Waste Discharge** to this Regional Board and obtain any necessary NPDES permits/Waste Discharge Requirements prior to discharging waste. Sufficient time should be allowed to obtain any such permits (generally 180 days). If groundwater is encountered without the benefit of appropriate permits, the Applicant shall cease all activities in the areas where groundwater is present, file a Report of Waste Discharge to this Regional Board, and obtain any necessary permits prior to discharging waste.
13. All project activities not included in this Certification, and which may require a permit, must be reported to the Regional Board for appropriate permitting. Bank stabilization and grading, as well as any other ground disturbances, are subject to restoration and revegetation requirements, and may require additional Certification action.
14. All surface waters, including ponded waters, shall be diverted away from areas undergoing grading, construction, excavation, vegetation removal, and/or any other activity which may result in a discharge to the receiving water. If surface water diversions are anticipated, the Applicant shall develop and submit a **Surface Water Diversion Plan** to this Regional Board. The plan shall include the proposed method and duration of diversion activities, erosion and sediment controls, and a map or drawing indicating the locations of diversion and discharge points. The plan shall be submitted prior to any surface water diversions. If surface flows are present, then upstream and downstream monitoring for pH, temperature, dissolved oxygen, turbidity, and total suspended solids shall be implemented. These constituents shall be monitored on a **daily** basis during the first week of diversion activities, and then on a **weekly** basis, thereafter, until the in-stream work is complete. Results of the analyses shall be submitted to this Regional Board by the **15th** day of each subsequent sampling month. A map or drawing indicating the locations of sampling points shall be included with each submittal. Diversion activities shall not result in the degradation of beneficial uses or exceedance of water quality objectives of the receiving waters. Any such violations may result in corrective and/or enforcement actions, including increased monitoring and sample collection.
15. The Applicant shall restore the proposed **0.137 acres** of PERMANENT IMPACTS to waters of the United States and all other areas of disturbance which could result in a discharge or a

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threatened discharge to waters of the state. Restoration shall include grading of disturbed areas to pre-project contours and revegetation with native species to the extent feasible. The Applicant shall implement all necessary Best Management Practices to control erosion and runoff from areas associated with this project.

16. The Applicant shall submit to this Regional Board **Annual Mitigation Monitoring Reports** by **January 1st** of each year for a minimum period of **five (5) years** after planting or until mitigation success has been achieved. The report shall describe in detail all of the construction activities performed during the previous year and all restoration and mitigation efforts; including percent survival by plant species and percent cover. This report shall include as a minimum, the following documentation:
 - (a) Color photo documentation of the pre- and post-project and mitigation site conditions;
 - (b) Geographical Positioning System (GPS) coordinates in decimal-degrees format outlining the boundary of the project and mitigation areas;
 - (c) The overall status of project including a detailed schedule of work;
 - (d) Copies of all permits revised as required in Additional Condition 1;
 - (e) A certified statement of “no net loss” of wetlands associated with this project;
 - (f) A certified statement from the permittee or his/her representative that all conditions of this Certification have been met; and
 - (g) Submit quarterly water quality monitoring data for total nitrogen, total phosphorus, and all pesticides applied to the golf course drainage area.
17. All applications, reports, or information submitted to the Regional Board shall be signed:
 - (a) For corporations, by a principal executive officer at least of the level of vice president or his duly authorized representative, if such representative is responsible for the overall operation of the facility from which discharge originates;
 - (b) For a partnership, by a general partner;
 - (c) For a sole proprietorship, by the proprietor;
 - (d) For a municipal, state, or other public facility, by either a principal executive officer, ranking elected official, or other duly authorized employee; and

Conditions of Certification
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- ____ (Signature)
____ (Title)''

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23. Coverage under this Certification may be transferred to the extent the underlying federal permit may legally be transferred and further provided that the Applicant notifies the Executive Officer at least 30 days before the proposed transfer date, and the notice includes a written agreement between the existing and new Applicants containing a specific date of coverage, responsibility for compliance with this Certification, and liability between them.
24. The Applicant or their agents shall report any noncompliance. Any such information shall be provided verbally to the Executive Officer within 24 hours from the time the Applicant becomes aware of the circumstances. A written submission shall also be provided within five days of the time the Applicant becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected; the anticipated time it is expected to continue and steps taken or planned to reduce, eliminate and prevent recurrence of the noncompliance. The Executive Officer, or an authorized representative, may waive the written report on a case-by-case basis if the oral report has been received within 24 hours.
25. *Enforcement:*
 - (a) In the event of any violation or threatened violation of the conditions of this Certification, the violation or threatened violation shall be subject to any remedies, penalties, process or sanctions as provided for under state law. For purposes of section 401(d) of the Clean Water Act, the applicability of any state law authorizing remedies, penalties, process or sanctions for the violation or threatened violation constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements incorporated into this Certification.
 - (b) In response to a suspected violation of any condition of this Certification, the State Water Resources Control Board (SWRCB) or Regional Water Quality Control Board (RWQCB) may require the holder of any permit or license subject to this Certification to furnish, under penalty of perjury, any technical or monitoring reports the SWRCB deems appropriate, provided that the burden, including costs, of the reports shall be a reasonable relationship to the need for the reports and the benefits to be obtained from the reports.
 - (c) In response to any violation of the conditions of this Certification, the SWRCB or RWQCB may add to or modify the conditions of this Certification as appropriate to ensure compliance.
26. This Certification shall expire **five (5) years** from date of this Certification. The Applicant shall submit a complete application prior to termination of this Certification if renewal is requested.